

MICHAEL W. BERDINELLA, SBN: 085038

Law Office of Michael W. Berdinella

726 West Barstow, Suite 100

Fresno, CA 93704

E-mail: berdinellalaw@gmail.com

Phone: (559) 436-8000

Fax: (559) 436-8900

Attorney for Defendant

Eric Pree

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Respondent/Plaintiff,

vs.

Eric Pree,

Petitioner/Defendant.

Case No.: 1:24-cr-00294-JLT-SKO

**STIPULATION REGARDING
CONTINUANCE; ORDER**

DATE: January 15, 2025

TIME: 1:00 p.m.

COURT: Hon. Sheila K. Oberto

STIPULATION

Defendant Eric Pree, by and through his Counsel, Michael W. Berdinella, and Plaintiff, United States of America, by and through its counsel of record, Cody Chapple, hereby stipulate as follows:

1. By previous order, this matter was set for a Status Conference on January 15, 2025. Time has been excluded to that date.

1 2. By this stipulation, defendant now moves to continue the Status Conference until January 29,
2 2025, and to exclude time between January 15, 2025 , and January 29, 2025.

3 Good cause exists to allow the requested continuance.

4
5 a) Counsel for Defendant needs additional time to consult with his client, and to conduct an
6 investigation of discovery. We have not received additional discovery and need to review that
7 discovery, and to prepare for the Status Conference. Counsel for Defendant also has a scheduling
8 conflict on that date. The Defendant, Eric Pree, has stated to his counsel he is in agreement with
9 the continuance until January 29, 2025.

10
11 b) The Government does not object to the continuance.

12 c) The parties agree that the interests of justice served by granting this continuance outweigh the
13 best interests of the public and the defendant in a speedy trial. The parties also agree that the
14 period from January 15, 2025, through January 29, 2025, should be excluded. Fed. R. Crim. P.
15 17.1; 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).
16

17 IT IS SO STIPULATED.

18 Dated: 12/23/2024

19 /s/ Michael W. Berdinella

20 Michael W. Berdinella
21 Attorney for Eric Pree

22
23 Dated: 12/23/2024

24 /s/ Cody Chapple

25 Cody Chapple
26 Assistant United States Attorney
27

ORDER

In light of Defendant Eric Pree's recent indictment on December 5, 2024, and the parties' stipulation, the Court finds good cause to continue the Status Conference from January 15, 2025, to **January 29, 2025, at 1:00 p.m. before Magistrate Judge Sheila K. Oberto**. The period between January 15, 2025, and January 29, 2025, shall be excluded pursuant to Fed. R. Crim. P. 17.1 and 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: **January 2, 2025**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE